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Then Mr. from ford him read a ch dervet freie a rate to the option of the Mor martines reportate and rights whe her other tion octav of the agent officers ford

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That the West-or Front Engineers was affecting a far go to the first leaving nothing forhead if except a fact the k Charles M. Lordista the energy-cuter at the

Dispute controlly are manufactured into the risk and Lasting from having to ked at the but the New York City Busings Compure has a care obligations to pury and that they pure them by check in the Morton Trust Company and not having the furble make them aread the Morton on hand to make their ground the Morton Frunt tomon is equived some collaboration protect their and that the Moto-politan street lighters tompany put up this stock emperarily may be a collatoral.

by witness considered it was proper bookkeeping to draw a check for any purp se without mak-ing any entry. The world depend upon matances. They may have wanted to draw this check downtown and the check ook was acrosse, which I think in this case

ill questions with apparent candor and moreal anything

The amounts part to him appeared in two classes, one account amounting to \$151.246, which was combed for in a general statement. The remainder of the \$217,000 vouched for separately. Mr. first took up the amount for which there were separate vouchers. Mr. Quigg said that he had been admitted to the bar in 1904 and admitted that his services for the empany prior to that were not as an atout Mr. Ivins took some pains to the Re-out Mr. Quigg's place as head of the Re-publican county committee from 1897 until 1909. Mr. Quigg said that he had resigned that office in 1900 and that his relations r. Ivina took some pains to bring with the Metropolitan had begun in the fall was an advisor generally on the affairs

the company," said Mr. Quigg. Mr. eeland, he said, had employed him. Vreeland. Vrecland, he said, had employed film.
Taking up the first of a batch of vouchers Mr. Ivins wanted to know what his services in Albany were on September 30, the voucher being for rent and other express there and amounting to \$478. Mr. Quigg said that he believed he was appearing before the State Comptroller. Some of the vouchers were charged to "property and franchises." After this there were a lot of vouchers made during the session of the Legislature in 1963. Mr. Ivins asked Ar. Quigg what he was doing there then.
"I have no idea," said Mr. Quigg blandly.
"except that I have no doubt that it was connection with either the promotion of legislation or the opposition to it in behalf of the company. It was before committees

Or the members of committees?" sug-

gested Mr. Ivins.

"Or the Speaker or the members of committees," said Mr. Quigg.

"Done either on the floor of in the lobby or in the hotel or anywhere?" inquired Mr. Ivins. All done mainly in the committee room,

said Mr. Quigg, with the same smile.
"I find quite a large number of items among your vouchers for detective services," said Mr. Ivins. "That leads me to ask you what is meant by this single, small entry, March to and 11. Night services, \$10 What does that mean?" or. Quigg didn't have the faintest recol-

lection of this

lection of this.

"It might have been for a night stenographer." put in Mr. Nicoll, and there was a laugh. There was one voucher for \$765 on October 1, 1903, for news; aper clippings, messengers, cabs, telegrams, stenographer, railroad fare and stationery. It was charged to projectly and franchise. Mr. Quigg didn't remember what matter took him to Albany then. Mr. Quigg said that he received a salary

of \$10,000 at first and later got \$15,000 and "Has it ever been higher than \$15,000?"
Mr. Quigg was asked.
"No, but I charged fees from time to

"No; but I charged lees from time to time in special circumstances."

There was a voucher for \$500 for "petty cash" from Mr. Quigg dated December 29, 1903. Mr. Quigg said that he had no idea what it was for, but that it was an unusual

The voucher in question had been "Will you permit him to explain what the subway construction account was?" asked Mr. Nicoll, "so that when it goes out that he received \$200,000 the public will

know that it was for a perfectly proper and legitimate and legal purpose?"

"I will not hesitate to say that it looks to me to have been entirely illegal and improper," said Mr. Ivins, who then went on to read from his list vouchers for amounts paid to Quigg ranging from \$500 to \$3,750 Some of them. Mr. Quigg pointed out, were

for his salary, which was paid quarterly. Mr. Quigg said he did not doubt the accuracy of the vouchers.
"I will say this, which probably covers the case," said Mr. Quigg, "that I received from said Mr Quigg."

the Metropolitan Street Railway Company a salary of \$10,000 a year, and that I rendered bills from time to time, convenient to me. of expenses that I incurred upon its busi-

ness.

Mr. Ivins said that the subway special account, to which many of the vouchers were charged, amounted to \$158,896 on the books, and that Mr. Quigg had accounted to company for \$151,246 of this.

"His account" said Mr. Ivins to the commission, "is accompanied by a statement of services rendered by him for the sum received by him, which does not conform with the books and does not conform with the books and does not conform with his own vouchers to the extent of some

own vouchers to the extent of some Also own voucners to the extent of some \$7,000 that being due to the fact that this account was rendered November 12, 1906."

Mr. Ivins then said that Mr. Quigg might explain if he wanted to just what his services

were under the subway construction account. Mr. Quigg said that during the period just prior to the opening of the account the Metropolitan had submitted subway plans to the Rapid Transit board and a scheme of giving transfers to the surface lines.

surface lines.

"These plans." said Mr. Quigg. "were opposed by many other interests from time to time, or other plans were proposed by other interests that conflicted with theirs. In their behalf I caused to be organized in various parts of the city seven or eight perhaps nine or ten, different associations of property owners and citizens whose property and business interests would be promoted by the adoption of the Metropolitan plans. I caused them to appear from time to time before meetings of the commission, before the Board of Estimate and before the Legislature, and to be represented by counsel."

be represented by counsel.

Prompted by Mr. Nicoll, Mr. Quigg went

"I also caused to be prepared a petion which was circulated all lover New and especially in the tenement s, during the summer of 1904. th cost well on to \$50,000, I think."

Quigg explained that in his petition than 1,000,000 citizens had asked the more than 1,000,000 cruzeus in the con-Rapid Transit commission to give the con-tract to the road that could provide free

HOT REFORE STROMBEL GEV. trains in Their court is collected - Gotte

mer controller some mer the listeds of the Year Years this Business Company conferre com in our application to figure accomplishing the other I'mproper officeron I'mproper Company

distant to their Fame in State Fames

Filte section percentage for note an factor of en the filling of colle in the Now York rate dispersion court by Arrighty-Company furthern for the dissolveton of the New York it's flotteray commenty, the most out forms of this Material attention operation, and this appoint many of constraint under the origination of ton Strates occupies for tenth the Now York 'ity company and the Metempotitus. Street Stationer Company for opinion of the Attornoy-Company office office opening to to tion recovering that there applied for certic men of the Moreopolitan company for the oral's settion

Finder arctinger oversmataness and come tions not invertors with another when a processor has once toom appointed. If the recently complained usually paralyses from grants his application this time and a confire of periodiction enages he says he will arry the case without detay to the highest riternal dusting Ford granted him an eder to the companies to show name why its application should not be granted and separate order to H. H. Vreeland to show ause why an accounting should not be returbered

The Attorney-General sate up that the solveney of the New York City Hailway Company and the Metropolitan Street Railway Company should have been dealt with by the State courts alone. He charges officion between the New York City company and the plaintiff creditors in the Federal action, the purpose of the action, as he alloges being to preserve the system

His proceeding is brought under Section 1385 of the Code of Civil Procedure, which provides that he may move for the dissolution of a corporation when the corporation has remained insolvent for at least one year or when it has neglected or refused for that length of time to discharge its notes and other evidences of deht. He alleges that the New York City Railway the lessee of practically all the surface lines in Manhattan and The Brons, has been in state of progressive insolvency since 1904 r earlier, as is indicated in its official reports, and that it has refused to pay its notes for more than a year

The Attorney-General aileges that the appointment of Douglas Robinson and Adrian H. Johne by Judge Lacombe under the circumstances was illegal and that the turning over of the properties by the management of the company was without any right in law; also that by surrendering the properties to the receivers the management ceased to discharge its duties and thus

forfeited the franchises of the companies. In the case of the New York City Railwa Company the Attorney-General asks that t be dissolved and that its corporate rights privileges and franchises be forfeited, and second, that a receiver be appointed. In the case of the Metropolitan company

he asks not only for a receiver but also hat the directors be compelled to account for their official conduct from the year 1898. He would have them account in de tail for the management of all the company's funds, and he asks that they be compelled to pay back from their own pockets any moneys that have been diverted. He asks

from office.

The Attorney-General alleges that these Metropolitan directors have been "ne-glectful and wasteful in a manner such as cause the company to become insolvent This neglect, misconduct and mismanage-ment, he charges, has been the sole cause of the insolvency. Among other things dividends, he alleges, have been declared

unlawfully.

The action which the Metropolitan itself brought in the Federal court consisted in the filing of a petition asking that it be made a party defendant with the New York Street Railway Company and that the re-ceivership over that company be extended to take in the Metropolitan.

to take in the Metropolitan.

The Metropolitan in its petition represented that it depended altogether for its income on the rentals paid to it by the New York Street Railway Company. That company having confessed its insolvency the Metropolitan would have no funds with Metropolitan would have no funds with which to meet its fixed charges on the mort-gage indebtedness, its accruing rentals or other obligations. A stipulation in the lease with the New York City company prevents the Metropolitan company from moving for the return of its property within a year of the date on which the default on the rentals takes place. If the company were to wait for a year its system, in the meantime, would be "hopelessly disrupted and your petitioner would suffer irremediable loss."

Judge Lacombe, in granting the applica ion, said that it was vital to the netition that the property be kept intact and that under the conditions there was no doubt that a proper case of intervention was

"Whatever may be the actual value of the property of the petitioner," said he, "it appears to be in a condition of temporary insolvency and should come in as a party insolvency and should come in as a party defendant, turning all its property over to the receivers to be marshalled and its obligations paid. Such a disposition seems to be greatly to the public interest. It is hardly to be supposed that any substantial sum could be borrowed on receivers' cer-tificates bottomed only on a lessee's interes in a lessehold which might be terminated in a year for failure to pay all that was

stipulated.
"On the other hand when the receivers are in control of all the interests of both lessor and lessee it may reasonably be expected, unless indeed the very growth of the system has reduced its value to a greater extent than is generally supposed, that they will be able, should occasion arise, to obtain the

he able, should occasion arise, to obtain the money necessary to pay for such replacements and improvements as may be required to secure efficient service."

The Judge noted that the present receivers will have nothing to do with a reorganization of the companies. Their sole functions in this circuit, he said, are to hold the property intact, operating it as efficiently as their resources will permit to assert the property intact, operating it as efficiently as their resources will permit, to ascertain the liabilities, to marshal the assets and eventually, unless in the meantime some entirely solvent concern able to liquidate all the obligations shall appear, to take them off their hands—to sell the property to the best advantage and apply the proceeds ratably to the payment of liabilities.

"It is thought," said the Judge, "that the

the proceeds ratably to the payment of liabilities.

"It is thought," said the Judge, "that the present receivers can do this as holders of the interests of both the lessor and lessee. Should future experience seem to indicate that a separate trustee for one of the parties is required some way to meet the difficulty will be found."

The Metropolitan's minority stockholders who have been talking of beginning some action to protect their interests said that they had expected the new receivership. According to their way of thinking, the Metropolitan was practically in the hands of the receivers when the lessee declared its insolvency. The receivership proceedings, it was said, would not deter the minority holders from acting in their own hehalf.

own behalf.

Wall Street regarded the application for the Metropolitan receivership as only the forerunner of applications on the part of comranies subsidiary to the Metropolitan. The Third avenue company, for instance, leases its lines to the Metropolitan, which,

RECEIVERS SOT METROPOLITAN | in turn, leases cheen to New York City Rail-

The Metropolitan Messe Railway Compartit for the present year in to posts in the partition of the partition

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To do tompething to process fit and candidates men as normanes for the vacanties on the length to be fliest at the Vacanties on the length to be fliest at the Vacanties.

election about 150 lawyers one a formar, met has night in the Carnegas Lyceum and selected a committee of twenty to meet committees of various civic organizations

d talk the enlight over.
The meeting was called to order by Willia Dowl. Charles Straum was chairman, and Moss, vice-chairman and Daniel I Frank Moss, community of the spenders of Strauges said that the spenders has an organized but the bar, not being an organized body attempt to nominate because to election could anceset without a machine, but if was wise that the lawyers let the leaders of both parties understand that they wanted voice. A committee of twenty to discuss nominations with other organisa-

cuse nominations with other organiza-tions was named as follows: Augustus N. Handi, Rastus S. Ransson, Frank Mose, William Nelson Cromwell, Henry K. Davis, Richard J. Donohue, A. J. Dittenhaeffer, Charles J. Hardie, M. J. Horan, J. Noble Hayes, Dennia H. Spellismy, A. H. Watson, Daniel F. Kimball, John E. O'Brien, R. J. Donovan, Jacob Fromme, R. K. Prentice, Carlisle Norwood, W. A. Keener, Abrain R. Lawrence and Charles Strauss ext officio, Chairman Strauss will also paper a com-Chairman Strauss will also name a com

## ODELL MEY FALLME

Not to Fight Parsons To-morrow, but week to Control Next Year.

Republicans in the train of ex-Governor and ex-Chairman Benjamin B. Odell, Jr. have opened headquarters in the Knicker booker Hotel, with William Halpin, formerly Mr. Odell's president of the New York Republican county committee, in charge The statement was made vesterday tha these headquarters were opened for the purpose of planning the work by which President Parsons is to be unseated as head of the committee at its meeting to morrow night. This was denied by Mr. Odell's friends, who said that the real purpose was to begin work in New York county and elsewhere to unseat President Parsons and Chairman Woodruff of the State committee after next spring's primaries. In a Presidential year there are two primaries, one in the spring for delegates at large to the national convention and one in the fail to select delegates to State convention which nominates

full State ticket. President Parsons and his friends easily at the recent primaries, and they were not at all alarmed last night over the Mr. Odell's friends in the county committee are to attempt to turn him our o-morrow night. Both Mr. Parsons and Mr. Woodruff at present have the support Woodruff at present have the support President Roosevelt, and Mr. Odel's ends admitted at the Fifth Avenue Hotel ast night that it would be impossible at to either Mr. Parsons or Mr. Woodruff.
For all that the Parsons people were wary
last night, they were on the lookout for pitfalls and snares. They had had one or two experiences at the recent primaries of guin-shoe methods and this had taught them to keep their eyes open. They will be on the lookout to-morrow night for al! sorts of twig traps and elephant holes

NAMED FOR NEW JUDGESHIPS. One of the Four Republican Caudidates in

Brooklyn Is Assemblyman Dowling. Republican conventions for the nomina tion of candidates for Justices of the four additional municipal courts provided for Brooklyn by a law passed last winter at

Brooklyn by a law passed last winter at Albany were held last night. These were the candidates selected:
Second District—Edward C. Dowling. Third District—Robert L. Johnson. Sixth District—George Fielder. Seventh District—Virtus L. Haines. Edward C. Dowling has represented the Seventeenth district at Albany for several years and succeeded the late Assemblyman Burnett\*as chairman of the Committee on Cities.

Assembly Nominations in Westchester.

WHITE PLAINS, N. Y., Oct. 1 .- The Republicans of the Fourth Assembly district Westchester county to-day renominated J. Mayhew Wainwright of Rye for the J. Maynew wainwright of Rys for the seventh time for the Assembly. Other Republican nominations for the Assembly were Harry W. Haines, First district; Holland C. Duel, Second, and Issac H. Smith. Third. Mr. Haines and Mr. Duel have each served a term. Mr. Smith has been Village President of Peekskill for ten years. If elected he will succeed James K. Apger, who has retired after serving ten years.

Geo. M. Palmer Again Named for Assembly ALBANY, Oct. 1 .- George M. Palmer was nominated to-day by the Schoharie Democrats for the Assembly. Mr. Palmer was defeated for the nomination last year because he seemed reluctant when the time came for him to decide whether or not he wanted to run again. He has served eight years in the Assembly, being the minority leader nearly all of the time.

The Weather.

The high pressure aera was central yesterday wer the eastern part of the Lake regions and gen fair weat her prevailed at all points cast of Over all of the West the pressure was low with

its centre north of Montans. The weather was unsettled and rain fell in the northwestern States ouri Valley. Heavy rainfall was Cooler weather prevailed in the lower Lake regions and the Middle Atlantic States. From the Guif coast northward into the upper Lake regions and the upper Mississippi Valley, and in the North-

west it was warmer. The temperature reache freezing in northern Michigan. In this city the day was fair and cooler: win vel. at 8 A. M., 30.12; 3 P. M., 30.18.

The temperature yesterday, as recorded by the official thermometer, is shown in the annexed table 1907. 1906. 1907.

VASBINGTON PORECAST PORTO-DAY AND TO-MOR BOW For eastern New York, eastern Pennsylvania, New larsed and Delaware, fair and warmer to-day, shower

Gaterly.

For New England, fair and warmer to-day; shower ror New England, fair and warmer to-day; shows to-morrow; light variable winds, becoming easter; For western New York and western Penagrivania abovers this afternoon or night and warmer; fair to-morrow; fresh southeasterly winds.

**ROW WILLER WAS TRAPPED** 

BROTHERS-IN-LAW PROFFES AF DIVORER PRIME

Access of the Marie Vergers, Play So-Marie Was Marie Vergers, Play So-Marie Was at the Marie Samu-ance The Majorie to Paring Million.

Stoppe Phases S. V. tipe 1 - Specarity at artming One grom faidag findings frattes Mile in the discourse Court at White Plans in the settine brought by fuffite Clarifice. of Cot. And Med Clarettery on Human a street torner of New York in an action against two frances of fings within the district of constitution of the gas district of the gas figuretistant of the gas figuretistant. now in 1879, and brother of Andrew Miller the dell second inclines and endand of the freebase Clink

Classes N. Continue, in and fine Chardinar brothers of Mrs. Miler told here: sering as structus they had visited the serie assessed description forcing their way into a room where they found their brother Record designing of Stat Carlotta rich leather merchant of # Spriges afpear Ventures Wes Knopf is named as respondent in the case

Wen Willer wher in mouth and a term eas in court with her eleter-in-law, Mrs. George X transfer to the was reprecontool by her units Cot fairefree. Phillips Breft caprosequet the determinat

Wen Miller touriffeet that also was me ried to Mr. Miller on April 6. 1901, and that bey had one daughter, who was born July 12, 1900. She started to give tests none regarding her husband's affinite but Lawyer Britt calmed the objection that she could sail only at the coincile of May 22. when her husband was alleged to have been found at the Hotel Navarre, as this was the only offence alleged in the com-

Noither Mr. Miller per the correspondent WIND IN COME

George N. Gardon, As restified tout on May 22 he and his brother received a telephone memage from a Brooklyn iesetive agency, told that their brothe in-law and Miss Knopf were registered at the Hotel Navarre se husband and wife The brothers, he said, went to the hotel immediately, where they met the detectives. who had previously engaged a room.

The witness said that they waited in hallway for about an hour when they saw a waiter go to room 51s, which was occu-psed by Mr. Miller and the corespondent. The waiter took an order for some drinks and when he recurred, the brothers fol-lowed him. Mr. Miller, who was in his under lothing and socks, opened the door to admit the waiter, and the brothers and two detectives pushed by him and went in. y brother-in as caught me by the said Mr. Garniner, "and said. George

don't go in there. You have got me.
"I went in," continued the witness, "and found a woman in bed. My brother Bentley p, lied down the bed clothes and we saw that the woman was not dressed. The de-tectives asked me if I knew Mr. Miller and I said, "Yes, I know him, he is our brothe in-law, but that is not my sister in bed We served the divorce papers on Miss Knopt and I went down stairs immediately to the telephone and called up my sister and mother and told them what we had seen.

mother and told them what we had seen."

Bentley Gardiner corroborated the testimony of his brother

William H. Jones, a detective, swore that he had seen Mr. Miller and Miss Knopf together every day from May 8 to 22. He said that on May 22 he saw Miss Knopf leave her home at 96 Riverside Drive and go to the Seventy-ninth street subway station, where she met Miller, and the two ation, where she met Miller, and the two he followed the pair and after finding that they had registered as Mr. and Mrs. he took a room on the same floor. H telephoned to the Gardiner boys and to their uncle, Col. Gardiner. The rest of his testimony was substantially the same as of the Gardiner brothers.

It developed at the trial that Mr. Miller had been paying his wife \$125 a month as

had been paying his wife \$125 a month as temporary alimony since last June and Judge Mills wanted to know if both sides would not be satisfied to have this amount continued. Lawyer Britt replied that his client, who had been for several years employed by the New York Life Insurance Company at a salary of \$3,000 a year, had recently lost his place through the retrenchments which have been made by that company and was not in a position to conventy and was not in a position to conpany and was not in a position to con-tinue the allowance.

George N. Gardiner, father of Mrs. Miller, was called to the stand by Col. Gardiner and testified that although Miller was making enly \$3,000 a year salary he had told him that he received much more money from premiums. Mr. Gardiner said that previous to May 22 his daughter and Miller lived with him at Ardsley, where they kept three servants, a nurse and a coachman. The cost of their establishment was about \$800 months in the cost of their establishment was about \$800 months and this arrows. month, and of this amount Mr. paid one-fifth

paid one-fifth.

"How could he do all this on \$3,000 a year?" asked Lawyer Britt.

"I think I could explain that if it was allowed in evidence," replied Mr. Gardiner. Lawyer Britt then asked the witness if he did not know Miller owed a lot of money and that several judgments had recently been taken against him.

"I do not know that such is the case," replied Mr. Gardiner, "but I have heard so."
Lawyer Britt asked for a few days to submit briefs showing that in his present financial condition his client was no longer in a position to pay alimony. Justice Mills granted the request.

MAY FIND TREASURE SHIP. Pishermen Bring Up Wreekage From

Ensign, Lost in War of 1812. OTTAWA, Oct. 1.-It is thought the pay naster's scuttled ship Ensign, which sunk with her orew of ninety souls in Chip pews Bay, in the St. Lawrence, near Brock ville, during the War of 1812, has been located by fishermen near Dark Island. the summer home of Commodore F. C Bourne of New York. The discovery if true, means great wealth for the lucky

Odd pieces of ship's rigging and rope ends characteristic of 100 years ago and the cover of a sea chest with the word Ensign laid in pearl have come to light where the treasure ship is supposed to lie. where the treasure snip is supposed to lie.

The discovery was made lately while two fishermen were out trawling. A heavy deep sea lead was taken along, and between hauls the lead was sunk by the men to satisfy their curiosity as to the depth of water. The chest cover was brought to the surface trailing two pieces of rope and and a broken bar.

A close inspection revealed the nature of

end and a broken bar.

A close inspection revealed the nature of
the junk and the fishermen angled around
for four hours without anything further
coming up. A later venture proved that
the sunken ship was lying in 100 fathoms

ASK BORAH'S ACQUITTAL. Defence Moves to Take Case From Jury

-Ruick's Accusers Indicted. Boise, Idaho, Oct. 1 .- In the trial of enator Borah to-day a motion by the defence to take the case from the with a verdict of acquittal was offered. It will be argued to-morrow. The Government's attorneys closed their

case against Senator Borah to-day. The Borah trial was interrupted to allow the special Grand Jury, which has been investigating charges of misconduct against District Attorney Ruick, to report. The Grand Jury declared that the charges were "Not a true bill," and returned indistments against two of the men who filed affidavits against Mr. Ruick.

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and make? Let me show

---net Wayne He Was Johnny

Pandemorphie thes. 1. The Stigle Ster. Arthur Pour Winnington ingram Lord Makings of Economic one of the most compar figures that Washington fine for many a tay loft tores 600 THE 15us retennial concention of the Epitempat thereb. from an his was become Washing ton the ford Matury made on admissi which as he is a concher of critis must be accepted without question, provided the Mistory true in exercise. But the Matings is a lift of a jober and there was a reinble in his own whom, in answer to a question as to whether he would sell who won the tennia match horseen Prosident Roosecell and himself last Pricksy, to said

Certainly I will I did When the Bishop made this admission by was standing on the train platform at the Pennsylvania Stationart station ready to start for Pickenon I (9ther Bishops lergymen of the Episcopai Church and lay lelegates to the convention were crowding account him shaking his hand and making much of him.

There are some doubting Thomason who nsist that the Bishop was speaking in a secular way when he said that he had been he victor. According to one version of this international contest the Bishop and the President played three sets, and the President won the rubber. Some persons who watched the lively games from behinhalf drawn curtains in the Navy Department the windows of which overlook the White House court said they kept tab on the game and were certain that the Presi dent was the victor. But this is disputed by other persons who saw part or all of the match from the Navy Department win-

direct. The Rishop of London journeyed to Richmond on a special train and with him went many other clergymen and distinguished lay members of the Episcopal Church. He had a very enjoyable visit in Washington. After leaving the White House on Saturday he went to the residence of the Right Rev. Henry V. Satterlee. Bishop of Washington, and was his gues for the remainder of his stay here. Vesterday he paid a visit to the Episcopai Theolog ical Seminary, near Alexandria, Va., and in the afternoon played golf on the Chevy Chase links with the Rev. Roland Cotton-Smith of St. John's Church. Mr. Smith wor.

#### BELL SEEKS AID TO FLY Professor and Four Experts Form Aerial Experiment Association.

HALIFAX, N. S., Oct. 1 .- The problem of aerial locomotion which Prof. Alexander Graham Bell has been experimenting upon for several years in his laboratory at Brinn Breagh, Baddeck, is to be more systematically dealt with than ever. Prof. Bell has hitherto been working

slone. He has now associated with him four other men interested in this problem. who have formed the Aerial Experiment Association, composed of themselves exclusively. The membership consists of Alexander

Graham Bell, chairman; Lieut, T. Selfridge, secretary; J. A. D. McCurdy, treasurer; G. H. Curtiss, chief executive and director of experiments, and R. W. Baldwin, chief engineer. Prof. Bell believes that his experiments relative to aerial locomotion show. He decided to go West and canhave gone far enough to show him that a practical aerodrome can be built on the the tetrahedral principle, driven by an engine and carrying a man.

He feels the desirability of securing expert assistance in pushing the experiments. He believes good will be accomplished by all working together. An agreement has been drawn up by the members of the association under which it is provided that it shall continue as constituted for a year. The headquarters of the association are to be at Baddock for the present, but early next year they will be in the United States. where the association will be incorporated.

### BRIDE GONE, NO WEDDING. Jewish Parents Say Italian Wooer Has

Carried Off the Girl Twice. The rabbi, the bridegroom and two bundred guests waited in New Rivington Hall on Rivington street last night Rosie Fichtelberg to come and marry Sam Grossman, but after two hours, when the fine \$200 dinner that Rosie's father had ordered had grown cold the bridegroom and the guests gave up waiting.

Both the girl's father, Jacob Fichtelberg, who lives at 65 Willett street, and Grossman. the bridegroom, agree that Rosie has been kidnapped by an Italian who once tried the same thing before, and that was the rea-son why she could not appear to be mar-

police with their suspicions. They said that an Italian by the name of Endes, who es-caped from the House of Detention, where

caped from the House of Detention, where he was held as a witness in a murder case about two months ago, had been persecuting Rosie with his attentions.

Little less than two months ago Rosie disappeared. A week leter Grossman found her locked in a furnithed room on First street, and when Grossman broke into the place Endes went out through the back window. Endes was a sen last Wednesday on a roof across the street from the Fichtelberg home. Shortly after he disappeared Rosie said that she was going to Harlem to see a friend and she has not appeared at her see a friend and she has uct appeared at her home since.

The marriage arrangements had been allowed to continue, said Fichtelberg, because it was believed that at the last minute the girl would find a way to get free of her rough wooer and hasten to become a bride at the New Rivington Hall.

CONVENTION OPENS TO-DAY. Episcopal Church Dignitaries Gathered in

Richmond-Holy Trinity Dedicated. RICHMOND, Va., Oct. 1 .- The general convention of the Episcopal Church will begin to-morrow morning. The Right Rev. Daniel S. Tuttle, Bishop of Missouri, the senior Bishop of the American Church, will preside. The sermon will be delivered by the Lord Bishop of London. Holy Trinity Church, a memorial to

the Lord Bishop of London.

Holy Trinity Church, a memorial to Bishop Moore, was formally consecrated this morning. The Right Rev. Robert A. Gibson, Bishop of Virginia, presided.

Following the consecration service the Right Rev. George W. Peterkin, Bishop of West Virginia, delivered the sermon. The service closed with the celebration of the hely communion.

The special train bearing the Bishop of London and other dignitaries who have

London and other dignitaries who have been attending the convention of the Brotherhood of St. Andrew in Washington arrived this afternoon. Several thousand people mat the train at the station.



SPECIAL Mon's Fall Overcoats Silk Lines Throughout

WE cannot refer to these fall Overcente at \$21 their real value at \$30, we are modest. Men who are accustomed to paying \$40 or more for an over-cost will find that these at \$21 possess an equal amount of style, distinctiveness and refinement.

WM. VOGEL & SON.

SUES BATONYI FOR A DIVORCE

Broadway.

HORK'S PALGHIER BRINGS TWO OTHER STITS 1150.

Which are supposed to Refer to Money -Couple Who Married Secretly in August, 1868, Separated Last Spring Newport -Actions Brought Here.

The marriage of Frances Work Burke-Roche, daughter of Frank Work, the banker and horseman, to Aurel Batonyi, the Hungarian four-in-hand driver, bide fair to be broken. The wedding took place secretly a year ago last August. Night before last the Hungarian was served with the summone in a suit for divorce. J. Henry Work, nephew of Frank Work and first cousin of Mrs. Batonyi, is counsel for Mrs. Batonyi.

Besides the summons in the divorce action

Batonyi was served with two other summonses, both in actions begun against his wife. These summonses do not disclose the nature of the actions or what remedy is demanded by the wife. They are labelled cimply "Action No. 1" and "Action No. 2." While counsel for neither side would talk about these suits yesterday it was gathered as a general impression that the suits are probably for the recovery of money loaned by Mrs. Batonyi to her hus-Where there is much litigation over band. money between the same parties it is very

common practice to number the suits. Batonyi had passage engaged on the Kaiser Wilhelm II., sailing for Europe yes terday, but he changed his mind about the trip at the last moment. As he had accepted service of the summonses and enguged counsel to represent him, there was nothing legally to prevent him from sailing away. But his lawyer, Edward A. Alex-ander of 299 Broadway, said yesterday that the trip abroad had been cancelled by Batonyi some time ago. As a matter fact, Lawyer Alexander sa celled his proposed trip abroad, said

Batonyi is at the Hotel Empire, inaccessible to interviewers. L.s inwyr decisie that Mrs. Batonyi had absolutely no ground for a suit for divorce under the divorce laws of this State and professed on it

laws of this State and professed on a ignorance as to the ground of action in other two suits. J. Henry Work declined to discuss the suits.

The marriage of Mrs. Burke-Roche to Batony in August, 1905, fifteen years after her Western divorce from the Hon. James Boothby Burke-Roche, was a surprise to Boothby Burke-Roche, was a surprise to society when the announcement became public as the newly married pair were about to sail for Europe. Frank Work declared vehemently that he would never recognize such a union. Burke-Roche's reply to the affair was the institution of an for divorce in England with Batony

named as corespondent.

It was not long before rumor spread the report that all was not well in the Batonyi family circle at Newport, and in the late spring the Batonyis separated, the going to the Work villa at Newport. then it has been reported requently that divorce litigation was impending.

## GRAPE-NUTS

FOOD STOPPED IT

Good Food Worth More Than, a Gold Mine To find a food that will put an absolute stop to "running down" is better than find-

ing a gold mine. Many people when they begin to run down go from one thing to another without finding a food that will stop the progress of disease. Grape-Nuts is the most nourishing food known and will set one right if that it possible.

The experience of a Louisiana lady may be interesting. "I received a severe neryous shock some years ago and from that and overwork gradually broke down. My food did not agree with me and I lost flesh rapidly. I changed from one kind of to another, but was unable to stop the loss of flesh and strength.

"I do not exaggerate when I say that I finally became, in reality, a living skeleton. My nights were sleepless, and I was compelled to take opiates in various forms. After trying all sorts of food without suc cess I finally got down to toasted bread with a little butter, and after a while this began to sour and I could not digest it. Then I took to toasted crackers and lived on them for several weeks, but kept getting weaker.

"One day Grape-Nuts was suggested and it seemed to me from the description that i was just the sort of food I could digest. I began by eating a small portion, gradually increasing the amount each day.

"My improvement began at once for it afforded me the nourishment that I had been starving for. No more harassing pains an indigestion. For a month I ate nothing but Grape-Nuts and a little cream, then I got so well I could take on other kinds of food. I gained flesh rapidly and now I am in better health than I have been in years. I still stick to Grape-Nuts because I like the food. and I know of its powerful nourishing properties. My physician says that my whol trouble was a lack of power to digest food and that no other food that he knows o would have brought me out of the trouble except Grape-Nute." "There's a Reason."

COUNTED OUT, SAYS HI SEH contentant for First Matrice Reputiti Lendershit: Good to Court

Houston St.

The contest over the primary comes in the First Assembly district b George S. Huseh and Rocco Dallesand the two Republicans who claim the leader ship of that Democratic stronghold, canyesterday before Justice Seabury the Supreme Court. Husch alleged that he had been counted out by the eleinspectors and seked for an order three ing the Republican inspectors in the but Sixth, Seventh, Eleventh and Toelection districts to reconvene and

fresh count. Husch says that while the oral annuments by the inspectors of these clost districts were all in his favor the way reports filed with the Soard of Election purported to show that Dallesan tro-obtained a plurality in each of the disco obtained a plurality in each of the discrete The change in the votes, according Husch, was sufficient to elect Dalles and deprive Husch of the chance of least on the Republican county committee executive committee.

Justice Seabury reserved decision a said that if he found it necessary to he further information before reaching cision he would have some of the page.

cision he would have some of the pers oral examination.

MAGINATION is a valuable asset when it is healthy. but when you are constipated you can't think

clearly. Take 1/2 Glass Smyadi Jánes Water Before breakfast.

LAXATIVE WATER Bottled at the Springs.

A NATURAL



# REFRIGERATORS The "Premier" Glass Innet. LEWIS & CONGER

130 and 132 West 42d Street, and 135 West Forty-first St., New York. MARRIED.

ROTCH-LUDINGTON.—At Lyme, Conn., op Mos day, September 30, by the Rev. William Adams Brown, D. D., Helen Gilman, daughter of Mr. and Mrs. Charles H. Ludington, to Arthur Grinnell Rotch, all of New York. WHITMAN-DE FOREST.-On Tuesday. Octobe 1, 1907, at the country residence of the bride parents, Wawapek Parm, Cold Spring Ha

1., by the Rev. Charles H. Parkburs D. D., Ethel de Forest, daughter of Mrs. Robert W. de Forest, to Allen P.

DIED.

HAMMOND .- At Lookout Hill, Gloucester, Mes on September 24, Nathablel Harrison Harrison mond, fourth and beloved son of Mr. and Mr.

Jobn Hays Hammond. San Francisco papers please copy. HEALY.-Margaret A., beloved wife of James

Notice of interment later. MRAD.—Tuesday, October 1, at Ossining. N Harriett N., wife of Robert G. Mead. Puneral private. Bermuda papers please com-RENWICK .- At her residence, Newport, R.

Sunday, September 29, in the 82d year her age, Margaret Renwick, widow of H Brevoort Renwick and daughter of Jonal and Elizabeth Janney of Alexandria, V. Funeral services at the Church of the Epone 35th st. and Lexington ev., Friday, Cert 4, at 10 A. M. It is kindly requested that howers be sent. Washington and Baltimor